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e de	JAH 1 3 1999 SS	TRANSMITTAL LETTER (General - Patent Pending)	11	Docket No. 47980-CPA (1008)		
	In Re Application Of:	Alexander J. Ryncarz				
	Serial No. 08/791,240	Filing Date December 7, 1998	Examiner Bradley L. Sisson	Group Art Unit		
	Title:  POSITIVE CONTROLS IN POLYNUCLEOTIDE AMPLIFICATION					
	TO THE ASSISTANT COMMISSIONER FOR PATENTS:					
	Transmitted herewith is:  Declaration And Power Of Attorney  RECEIVED					
				JAN 19 1999		
	in the above identified	application.		MATHIX-GUST 31.5 TR SERVICE CENTER		
	as described be ☐ Charge ☐ Credit a	•	to charge and credit Deposit A	Account No.		

Robert L. Buchanan Registration No. 40,927 Dike, Bronstein, Roberts & Cushman, LLP 130 Water Street

Boston, MA 02109-4280 Tel.: (617) 523-3400 on 01/08/99 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C.

20231.

Signature of Person Mailing Correspondence

Patricia A. Barnes

Typed or Printed Name of Person Mailing Correspondence

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Attorney's Docket No. 47980-CPA (1008

130 Water Street

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## **DECLARATION AND POWER OF ATTORNEY**

A subelow next declare that: My residence, post office address and citizenship are as stated below next to my name. To believe I am the original, first and sole inventor (if only one name is listed at 201) below or an original, first and joint inventor (if plural names are listed at 201-208 below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

POSITIVE CONT	ROLS IN POLYNUCLEOTIDE AMPLIFICATION	TO WAY TO STATE THE STATE OF TH	
		RECEIVED	
which is described and c	laimed in:	JAN 1 9 1999	
	the specification attached hereto.	Meanth Joseph SERVICE CENTER	
X	the specification in U.S. Application Serial Number	08/791,240, filed on	<u>.</u> . 1997
	the specification in PCT international application Nu filed on; and was amended		

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a). I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

Prior Foreign/PCT A	Prior Foreign/PCT Applications and Any Priority Claims Under 35 U.S.C. 119:		
Application No.	Filing Date	Country	Priority Claimed Under 35 U.S.C. 119?
			□YES □NO

I hereby claim the benefit under 35 U.S.C. §120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below, and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose material information as defined in 37 CFR §1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application:

U.S. Applications			Status (Check One)		
Application	1 Serial No.	U.S. Filing Date	Patented	Pending	Abandoned
PC	T Applications Designa	ating the U.S.			
Application No.	Filing Date	U.S. Serial No. Assigned			
			7, = 2, 3		

## CLAIM FOR BENEFIT OF PRIOR U.S. PROVISIONAL APPLICATION(S) (35 U.S.C. § 119(e))

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below:

Applicant	Provisional Application Number	Filing Date
Alexander J. Ryncarz	60/010,948	February 1, 1996

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) with full powers of association, substitution and revocation to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

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	OF INVENTOR  •RESIDENCE &			
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I hereby further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Signature of Inventor 201	Signature of Inventor 202
Merandon Pyroars	
Bate:	Date:
12/20/98	<u> </u>